

REMARKS/ARGUMENTS

The foregoing amendment and the following arguments are provided to impart precision to the claims, by more particularly pointing out the invention, rather than to avoid prior art.

Claim Objections

The Examiner objected to claims 1-4, 9-14 and 17 because of the following informalities: Claim 1 claims a device enclosure and the other claims depending from claim 1, claim a device which lacks antecedent basis. Appropriate correction is required.

Claim 9 is objected to because of the following informalities: "the wall" in line 1 lacks antecedent basis; there are only "a top wall" and "a bottom wall" cited in claim 1. Appropriate correction is required.

Claim 28 is objected to because of the following informalities: "the skin" cited lacks antecedent basis. Appropriate correction is required.

Appropriate corrections have been made with the foregoing amendments.

35 U.S.C. § 103(a) Rejections

Examiner rejected claims 12 and 13 under 35 U.S.C. § 103(a) as being anticipated by U.S. Patent 6,215,657 (hereinafter "Bhatia") in view of U.S. Patent 6,148,906 (hereinafter "Li").

With the foregoing amendments, the limitation of claim 12, or a limitation similar thereto, has been amended to independent claims 1, 19, and 24.

35 U.S.C. § 103 Conditions for patentability; nonobvious subject matter

(c) Subject matter developed by another person, which qualifies as prior art only under one or more of subsections (e), (f), and (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

The prior art combined by the examiner to reject applicant's pending claims as being unpatentable, are owned by the same person, and were owned by the same person or subject to an obligation of assignment to the same person at the time the claimed invention was made. In particular, the present pending application is assigned to the Intel Corp. The cited reference Bhatia is currently assigned to the Intel Corp., and was assigned or subject to an obligation of assignment to the Intel Corp. at the time the presently claimed invention was made.

Therefore, in accordance with 35 U.S.C. § 103 c, the cited reference Bhatia does not preclude the patentability of the applicant's claims.

Furthermore, the remaining claims depend from one of the independent claims as discussed above. As a result, the dependent claims include the distinguishing claim limitation discussed above and are also patentable over Bhatia in view of Li.

CONCLUSION

Applicant respectfully submits the present application is in condition for allowance. If the Examiner believes a telephone conference would expedite or assist in the allowance of the present application, the Examiner is invited to call John Ward at (408) 720-8300, x237.

Authorization is hereby given to charge our Deposit Account No. 02-2666 for any charges that may be due.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

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